

BID OPENING
CITY OF SAN JOSE
OFFICE OF THE CITY CLERK

RECEIVED
San Jose City Clerk
City Clerk
Time Stamp P 2:55

TOTAL BASE BID 2,944,820.-

ALT NO. 1 _____

ALT NO. 2 _____

ALT NO. 3 _____

Alt No. 4 _____

Alt No. 5 _____

BID DATE: Thursday, May 21, 2009

Project Manager: Chris Mastrodicasa – 535-8350

**SAN JOSE ENVIRONMENTAL INNOVATION
CENTER PHASE I**

BIDDER NAME: Robert A. Bothman, Inc

Bond ☒ Cashier's Check _____

Addendums Included ()

YES _____ NO _____

NonCollusion Affidavit

YES ☒ NO _____

San Jose Environmental Innovation Center - Phase I

BID DOCUMENTS

BID OPENING

3:00 P.M.

Thursday, May 21, 2009

Bidder: Robert A. Bothman, Inc.

PROPOSAL TO CITY OF SAN JOSE
FOR
San Jose Environmental Innovation Center - Phase I

Name of Bidder: Robert A. Bothman, Inc.

The representations herein are made under penalty of perjury.

To: The City of San Jose, State of California

The undersigned, as bidder, declares that the only person or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that the bidder has thoroughly read and examined and has full knowledge of and understands all the provisions and contents of this proposal and the documents which must be attached hereto, the Plans approved by the Director of Public Works on _____, entitled **SAN JOSE ENVIRONMENTAL INNOVATION CENTER – PHASE I** and the Specifications approved by the Director of Public Works on _____, entitled **SAN JOSE ENVIRONMENTAL INNOVATION CENTER – PHASE I** on file in the office of the Director of Public Works of the City of San Jose in City Hall, San Jose, California; that the bidder has thoroughly examined said Plans and Specifications which are on file in the office of the Director of Public Works, and that the bidder has full knowledge of and understands said Plans and Specifications and the requirements thereof; and that the bidder has further read and understands, and has knowledge of the contents of any and all addenda to said Plans and Specifications on file; and that the bidder proposes and agrees, if this proposal is accepted, that the bidder will contract with the City of San Jose, in the form of the copy of the contract on file in the office of the Director of Public Works, to do all the work and furnish all materials specified or referred to in the contract, in the manner and time therein prescribed, and according to the requirements of the City or Director of Public Works as therein set forth, to furnish the contract, bonds and insurance specified in the Specifications, and to do all other things required of the Contractor by the contract; and will take in full payment therefor the following price or unit prices as shown in the Schedule of Quantities on the next page(s).

If the bidder or other interested persons is a corporation, state legal name of corporation, also names of the President, Secretary, Treasurer, and the Manager thereof; if a partnership, state the name of the partnership, if one exists, also the names of all the partners comprising the partnership; if any of the partners are individuals, state the first and last name of every individual in full, if any of the partners are corporations, state for each such corporation, the information required above of corporations; if any of the partners are partnerships, state for each such partnership the information required above of partners; if the bidder or other interested person is a joint-venture, state the name of the joint venture, also names of all joint venturers comprising the joint venture; if any of the joint venturers are individuals, state the first and last name of every individual comprising the joint venture; if any of the joint venturers are corporations, state for each corporation the information required above of corporations; if any of the joint venturers are partnerships, state for each such partnership, the information required above of partners; if bidder or other interested persons is an individual, state first and last names in full.

If bidder is an individual, the bidder's signature shall be placed below; if bidder is an individual, doing business under a fictitious name, the name of the individual followed by the words "doing business under (insert the fictitious name)" shall be set forth above, together with the signature of the individual; if bidder is a corporation, the legal name of the corporation shall be set forth above, together with the signature of the officer or officers of the corporation, authorized to sign contracts on behalf of the corporation, the corporate title; that is Vice-President, Secretary, etc., should be placed below the name of the officer and the corporate seal affixed; if bidder is a partnership, the legal name of the partnership, if one exists, shall be set forth above, together with the signature of the partner or partners authorize to sign contracts on behalf of the partnership; if any of the partners are corporations, execution for such partners shall be accomplished

**SCHEDULE OF QUANTITIES
FOR
SAN JOSE ENVIRONMENTAL INNOVATION CENTER – PHASE I**

ITEM	SPECIFICATION SECTION(S)	DESCRIPTION OF ITEM	TOTAL Base Bid
1.	013000	ADMINISTRATIVE REQUIREMENTS (mobilization)	\$ 145,770.
2.	015000	TEMPORARY FACILITIES AND CONTROLS (erosion control)	\$ 28,000 (Fixed Lump Sum)
3.	015000	TEMPORARY FACILITIES AND CONTROLS (emergency erosion and sediment control)	\$ 30,000 (Fixed Lump Sum)
4.	012000	PRICE AND PAYMENT PROCEDURES (utility conflict)	\$ 130,000 (Fixed Lump Sum)
5.	024100, 311000	DEMOLITION AND SITE CLEARING (Hazardous Material Removal)	\$ 300,000 (Fixed Lump Sum)
6.	024100, 311000	DEMOLITION AND SITE CLEARING	\$ 28,500.
7.	101400	SIGNAGE	\$ 18,000.
8.	312200	GRADING	\$ 131,000.
9.	320100	OPERATION AND MAINTENANCE	\$ 2,400.
10.	321100	AGGREGATE BASE PAVING	\$ 11,000.
11.	321200	FLEXIBLE PAVING	\$ 186,000.
12.	323200	RIGID PAVING	\$ 93,700.
13.	323113	CHAIN LINK FENCES AND GATES	\$ 31,500.
14.	323119	DECORATIVE METAL FENCES AND GATES	\$ 107,900.
Continued on next page			
Continued from previous page			

15.	328400	PLANTING IRRIGATION	\$ 87,400.
16.	329100, 329300	PLANTING PREPARATION AND PLANTS	\$ 152,400.
17.	334000	STORM DRAINAGE UTILITIES	\$ 118,800.
18.	321310	PERVIOUS CONCRETE	\$ 18,400.
19.	321320	PERVIOUS PAVERS	\$ 71,850.
20.	321325	PERMEABLE PAVERS	\$ 13,300.
21.	321330	RUBBER PAVERS	\$ 19,400.
22.	329110	SILVA CELLS	\$ 15,500.
23.	329105	STRUCTURAL SOIL	\$ 5,700.
24.	VARIOUS (Division 2 site work and canopy and Division 2-16 canopy)	DESIGN-BUILD CANOPY	\$ 1,039,100.
25.	160500-167250	ELECTRICAL (SITE WORK)	\$ 140,000.
26.	129300, 334713	MISCELLANEOUS ITEMS	\$ 19,200.
		TOTAL BASE BID AMOUNT (ITEMS 1 THROUGH 26 , INCLUSIVE) FOR THE LUMP SUM TOTAL OF:>>>>>>>>>>	2,944,820.
			TOTAL Base Bid

NOTE TO BIDDERS:
The Bidder's Bond shall be at least 10% of the TOTAL BID AMOUNT Base Bid – 300 Calendar days (which shall include 60 Calendar days for maintenance) from the first chargeable day as set forth in the notice to proceed.

in accordance with the requirements set forth above for corporations; if any of the partners are partnerships, execution for such partners shall be accomplished in accordance with the requirements set forth above for partnership; if bidder is a joint-venture, the legal name of the joint venture, if one exists, shall be set forth above for partnerships. If signature is by an agent other than an officer of a corporation, or member of a partnership or a joint venture, a Power of Attorney must be on file with the City Clerk prior to opening bids or submitted with the bid; otherwise, the bid may, at the City's option, be disregarded as non-responsive.

If this proposal shall be accepted and the undersigned shall fail to contract, and to give the Contractor's Bond For Faithful Performance and the Contractor's Payment Bond required by the specifications and contract and by law, and to provide all insurance as required by said contract, within eight (8) days after the bidder has received notice from the City of San Jose, the City may, at its option, determine that the bidder has abandoned his/her contract, and thereupon this proposal and the acceptance thereof shall be null and void, and the forfeiture of such security accompanying this proposal shall operate and the same shall be the property of the City of San Jose.

In accordance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding on contempt of court by a federal court has been issued against the Contractor within the immediately preceding two year period because of the Contractor's failure to comply with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board. Signing this Proposal on the signature portion thereof shall constitute signature of this Statement.

Accompanying this proposal are the following documents completely filled in by the bidder and the same are incorporated herein by reference;

1. Cash, a cashier's check or a certified check made payable to City, or a bidder's bond executed by an admitted surety insurer naming the City as beneficiary, in an amount equal to at least ten percent (10%) of the total amount bid including all alternatives.
2. A list of subcontractors for work over one half of one percent, if any, the address of each subcontractor and the description of work to be done by each subcontractor.
3. A statement of financial responsibility, technical ability, and experience if such information is not already on file with the City.

City may at its option, request additional supplemental information after bid opening.

Bidder understands that the City reserves the right to reject any or all bids and to waive any informalities in the bidding.

The undersigned, as bidder, declares that in listing subcontractors in this bid, I have not discriminated or given any preference to any firm based on race, sex, color, age, religion, sexual orientation, actual or perceived gender identity, disability, ethnicity, or national origin. I understand that any such discrimination or preference is in violation of Chapter 4.08 of the Municipal Code.

Execution of the Non-Collusion Affidavit constitutes execution of this Bid Proposal including the above statement of nondiscrimination and, with the exception of the Bidder's Bond or Addenda, if any, no other signatures will be required.

NONCOLLUSION AFFIDAVIT

Project Title: SAN JOSE ENVIRONMENTAL INNOVATION CENTER – PHASE I.

James C. Moore, being first duly sworn, deposes and says that he/she is
(print name)
the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof the effectuate a collusive or sham bid.

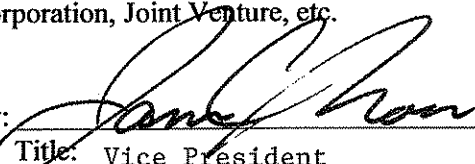
In accordance with Title 23, United States Code, Section 112, the bidder hereby states, under penalty of perjury, that he/she has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this contract. Bidders are cautioned that making a false certification may subject certifier to criminal prosecution.

The undersigned declares under penalty of perjury that the information contained in this proposal and all accompanying documents are true and correct.

Executed on May 21, 2009

Robert A. Bothman, Inc.
Legal Company Name
Corporation
Indicate Type of Entity: Sole Proprietorship,
Partnership (General/Limited Partners),
Corporation, Joint Venture, etc.

City Business Lic. No.: 098911109
Expiration Date: 6/15/09
State Contractor Lic. No.: 440332
Classification: A, B, C8, C27
Expiration Date: 5/31/11
Federal I. D. No.: 94-2549328
Address: 650 Quinn Ave
San Jose, CA 95112
Telephone: (408) 279-2277

By: 
Title: Vice President

NOTARY

On _____ before me, _____, personally appeared
(name and title of officer)
_____ who proved to me on the basis of satisfactory evidence to be
the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or
the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under the PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true
and correct.

WITNESS my hand and official seal.

Signature _____
Notary Public

(Seal)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of Santa Clara

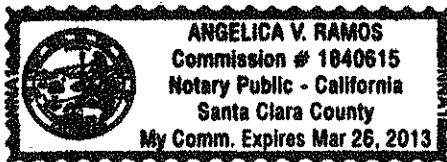
ss.

On 21-May-2009 before me, Angelica V. Ramos, Notary
(NOTARY)

personally appeared James C. Moore

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he / she / they executed the same in his / her / their authorized capacity(ies), and that by his / her / their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under the PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Angelica V. Ramos
Signature of Notary Public

Place Notary Seal Above

OPTIONAL INFORMATION

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☒ CORPORATE OFFICER

Vice President

TITLES(S)

- ☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:

NAME OF PERSON OR ENTITY(IES)

ROBERT A. BOTHMAN, INC.

DESCRIPTION OF ATTACHED DOCUMENT

Noncollusion Affidavit

TITLE OR TYPE OF DOCUMENT

1

NUMBER OF PAGES

21-May-2009

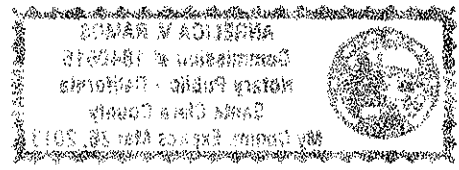
DATE OF DOCUMENT

City of San Jose

OTHER

RIGHT THUMBPRINT
OF
SIGNER

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BIDDER'S BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, ROBERT A. BOTHMAN INC. DBA B&B CONCRETE CONSTRUCTION COMPANY as PRINCIPAL, and SAFECO INSURANCE COMPANY OF AMERICA, a corporation duly organized under the laws of the State of WA and duly licensed to become sole surety on bonds required or authorized by the State of California, as SURETY, are held and firmly bound unto the City of San Jose (hereinafter called the "City"), in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the City of San Jose, for the work described below; for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents. In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT BID DOLLARS (\$ 10%).

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above mentioned bid to the City of San Jose, for certain construction specifically described as follows, for which bids are to be opened in the Office of the City Clerk, City of San Jose, City Hall, 200 E. Santa Clara St., Wing 2nd Fl., San Jose, CA 95113, on May 21, 2009 for SAN JOSE ENVIRONMENTAL INNOVATION CENTER - PHASE I.

NOW, THEREFORE, if the aforesaid Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed forms, in accordance with the bid, and files a Faithful Performance Bond and a Contractor's Payment Bond, and files the required insurance policies with the City, all as required by the specifications and the contract or by law, then the obligation shall be null and void; otherwise it shall be and remain in full force and effect.

The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

In the event suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 12th
day of MAY, 20 09.

PRINCIPAL

ROBERT A. BOTHMAN INC. DBA B&B
CONCRETE CONSTRUCTION COMPANY

Legal Company Name

Indicate Type of Entity

By 
Title: Vice President

By _____
Title: _____

SURETY

SAFECO INSURANCE COMPANY OF AMERICA

Legal Company Name

By 
Title: M. MOODY
ATTORNEY-IN-FACT

By _____
Title: _____

(Affix Corporate Seals)

(Attach Acknowledgments of both Principal and Surety signatures)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of Santa Clara

ss.

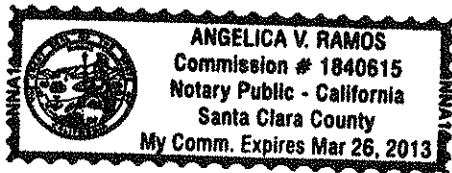
On 21-May-2009 before me, Angelica V. Ramos, Notary
(NOTARY)

personally appeared

James C. Moore

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he / she / they executed the same in his / her / their authorized capacity(ies), and that by his / her / their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under the PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Angelica V. Ramos
Signature of Notary Public

Place Notary Seal Above

OPTIONAL INFORMATION

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☒ CORPORATE OFFICER

Vice President

TITLES(S)

- ☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:

NAME OF PERSON OR ENTITY(IES)

ROBERT A. BOTHMAN, INC.

DESCRIPTION OF ATTACHED DOCUMENT

Bidder's Bond

TITLE OR TYPE OF DOCUMENT

2

NUMBER OF PAGES

12-May-2009

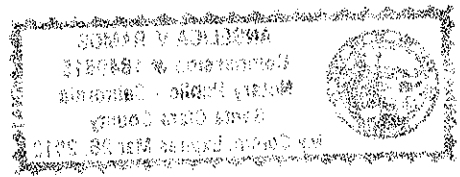
DATE OF DOCUMENT

City of San Jose

OTHER

RIGHT THUMBPRINT
OF
SIGNER

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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of SAN FRANCISCO

On MAY 12, 2009

Date

before me,

JANET C. ROJO

Here Insert Name and Title of the Officer

personally appeared

M. MOODY

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Place Notary Seal Above

Signature

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____

Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here



POWER
OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

KNOW ALL BY THESE PRESENTS:

No. 9532

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

***** J. M. ALBADA; BRIAN F. COOPER; SUSAN HECKER; VIRGINIA L. BLACK; M. MOODY; MAUREEN O'CONNELL;
JANET C. ROJO; BETTY L. TOLENTINO; ROBERT P. WRIXON; San Francisco, California*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 21st day of March, 2009

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 12th day of MAY, 2009



Dexter R. Legg, Secretary

LIST OF SUBCONTRACTORS

Designation of Subcontractors as required in Section 2-1.15A of the City of San Jose Standard Specifications, July 1992.

NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	NUMBER OF EMPLOYEES	PORTION (DESCRIPTION) OF WORK
Elco Electric, Inc.	San Jose, CA	15	Electrical
Presidential Fire Protection	Sacramento, CA	10	Fire Sprinklers
Appian Engineering, Inc.	Milpitas, CA	50	AC Paving, Demo, Earthwork
Ron Ziegenbein Construction	Alamo, CA	5	Design Build Canopy
Earth Shelter Developers	Los Altos, CA	20	Pavers
AAA Fence Company	Santa Clara, CA	25	Ornamental Fencing
AAA Fence Company	Santa Clara, CA	25	Chain Link Fencing

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NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	NUMBER OF EMPLOYEES	PORTION DESCRIPTION OF WORK

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NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	NUMBER OF EMPLOYEES	PORTION (DESCRIPTION) OF WORK

The bidder is required to state below what work of similar magnitude or character the bidder has done, and to give reference that will enable the City Council to judge the bidder's experience, skill and business standing and of the bidder's ability to conduct the bidder's work as completely and as rapidly as required under the terms of the contract.

CONTRACT AMOUNT

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STATEMENT OF BIDDER'S EXPERIENCE

The bidder is required to state below what work of similar magnitude or character the bidder has done, and to give reference that will enable the City Council to judge the bidder's experience, skill and business standing and of the bidder's ability to conduct the bidder's work as completely and as rapidly as required under the terms of the contract.

CONTRACT AMOUNT

Please See Attached Statement of Experience

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2009	Prospect HS	Campbell Unified High School District, 3235 Union Avenue San Jose, CA 95124 (408) 371-09600 Fax: 408-371-6217	\$1,941,227.00	Callander Associates, 311 Seventh Avenue San Mateo, CA 94401
2009	DVC (Diablo Valley College) Track & Field Improvements	Contra Costa Community College District, 500 Court Street Martinez, Ca 94553 (925) 229-1000 Fax: (925) 933-9358	\$2,230,100.00	IBP / Architecture 1000 Burnett Ave., Suite 140 Concord, CA 94520
2009	Campbell Unified High School Ramps	Campbell Unified High School District, 3235 Union Avenue San Jose, CA 95124 (408) 371 0960 Fax: (408) 371-6217	\$898,219.00	Dreiling Terrones Bartos Architect
2009	LMC (Los Medanos College) Track & Field Improvements	Contra Costa Community College District, 500 Court Street, Martinez, Ca 94553 9925) 439-2181 Fax: (925) 427 6351	\$2,516,351.00	IBP / Architecture 1000 Burnett Ave., Suite 140 Concord, CA 94520
2009	St. Mary's College HS Track & Field	Saint Mary's College High School of Berkeley, Inc. 1294 Albina Ave Berkeley, CA 94706 Brother Edmund Laroche (510) 526-9242 Fax: (510) 559-6277	\$5,055,229.00	Verde Design, Inc. 2455 The Alameda, Ste. 200 Santa Clara, CA 95050 Devin Conway (408) 850-3420
2009	VTA South Line Platforms	Santa Clara Valley Transportation Authority (VTA) 3331 North First Street, Building A San Jose, CA 95134 Travis Weeks (408) 952-8979 Fax: (408) 955-9729	\$14,511,595.00	VBN 560 14th Street, VBN Building Oakland, CA 94612 Greg Montgomery (510) 763-1313
2009	Mission San Jose Bicentennial Park	City of Fremont 39550 Liberty St Fremont, CA 94538 Mark Mennuci (510) 494-4530 Fax: (510) 494-4721	\$428,695.00	City of Fremont, Engineering Division, Department of Community Development 39550 Liberty St Fremont, CA 94538 Mark Mennuci (510) 494-4530
2009	Portola Valley Town Center Soccer Field	Town of Portola Valley 765 Portola Road Portola Valley, CA 94028 Howard Young (650) 851-1701 Fax (650) 851-4677	\$550,906.00	Siegel & Strain Architects 1295 59th Street Emeryville, CA 94608 (510) 547-8093
2008	South Sunset City Field	City Fields Foundation / Baycor 117-B Mitchell Blvd. San Rafael, CA 94903 Matt Lockary (415) 306-0202 Fax: (415) 306-0201	\$2,057,637.00	Royston Hanamoto Atley & Abbey 225 Miller Ave. Mill Valley, CA 94941 Paul Stevenson (415) 383-7900
2008	Central Park Library Landscaping and Irrigation	City of Santa Clara 2600 Benton Street Santa Clara, CA 95051 Lee Hagan (408) 615-2961	\$168,466.00	N/A

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2008	Mountain Winery Concrete Sitework	Lexor Builders 15585 Los Gatos Blvd Los Gatos, CA 95032 Vernon Alumbaugh (408) 402-9877 Fax: (408) 402-0607	\$3,503,621.00	Earthstar Architects 1212 Oakland Rd. #74 San Jose, CA 95112 (408) 392-9192
2008	Gale Ranch Middle School Sitework	Shapell Industries 100 North Milpitas Boulevard Milpitas, CA 95035 Joe DuBois (408) 946-1550 x102	\$1,218,807.00	Akol & Yoshii Architects & Engineers 1407 Oakland Blvd # 203 Walnut Creek, CA (925) 934-5522
2008	Peterson Middle School MDF (08-016)	Santa Clara Unified School District 1889 Lawrence Road Santa Clara, CA 95051	\$250,248.00	BFGC Architecture, Inc.
2008	Portola Valley Town Center Concrete Sitework	Town of Portola Valley 765 Portola Road Portola Valley, CA 94028 Howard Young (650) 851-1700	\$874,736.00	Siegel & Strain Architects 1295 59th Street Emeryville, CA 94608 (510) 547-8092
2008	Roosevelt Skate Park	City of San Jose 200 E Santa Clara St, San Jose, CA 95113 Loren Rundle (408) 535-8418	\$755,144.00	Bellinger Foster Stenmetz 425 Pacific St Suite 201 Monterey, CA 93940 (831) 646-1383
2008	Portola Valley Town Center Softball Field	Town of Portola Valley 765 Portola Road Portola Valley, CA 94028 Howard Young (650) 851-1701	\$332,547.00	Siegel & Strain Architects 1295 59th Street Emeryville, CA 94608 (510) 547-8093
2008	Linear Park Improvements	City of South San Francisco 315 Maple Ave South San Francisco, CA 94080 Sam Batista (650) 829-6652	\$1,783,610.00	Callander Associates 311 Seventh Avenue San Mateo, CA 94410 (650) 371-1313
2008	Lowell & Empire Elementary Field Improvements	San Jose Unified School District 855 Lenzen Ave. San Jose, CA 95126 Tom Herington/Ty Williams (408) 535-4739	\$607,200.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2008	Lake Cunningham Regional Skate Park & Restroom	City of San Jose 200 E Santa Clara St. 6th Floor San Jose, CA 95113 Loren Rundle 408-535-8418 Fax: 408-223-7187	\$4,785,775.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2008	Short Residence	Metzler Contracting Co., LLC P.O. Box 617 Kapa'au Hawaii 96755 Theresa Meikle (808) 889-0581	\$2,239,242.00	Zak Architecture 245 Vallejo St. San Francisco, CA 94111 415-705-2600
2008	Gale Ranch Middle School Foundation	Shapell Industries 100 North Milpitas Boulevard Milpitas, CA 95035 Joe DuBois (408) 946-1550 x102	\$2,514,244.00	Akol & Yoshii Architects & Engineers 1407 Oakland Blvd # 203, Walnut Creek, CA (925) 934-5522

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2008	Newark Center Science&Tech Building - Site Concrete Pkg.	Ohlone Community College District 43600 Mission Blvd. Bldg. #10 Fremont, CA 94539 Simon Barros, Director of Facilities Turner Construction, CM Bill Jangraw 510-608-0803	\$2,809,727.00	MBT Architecture 185 Berry St., Lobby 1, Suite 5100 San Francisco, CA 94107
2008	SMCCD Phase 2 Athletic Facilities	San Mateo Community College District 3401 CSM Drive San Mateo, CA 94402 Jose Nunez (650) 574-6512 Fax: (650) 358-6837	\$4,973,438.00	DES Architects - 399 Bradford Street Redwood City, CA 94063 Vince AmRhein (650) 364-6453
2008	Lincoln High School Athletic Field	San Jose Unified District 855 Lenzen Avenue San Jose, CA 95126 Ty Williams (408) 535-6002 Fax: (408) 535-2322	\$3,212,358.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Derick McKee (408) 985-7200
2008	Salesian High School Track & Field Improvement	Salesian High School 2851 Salesian Avenue Richmond, CA 94804 Chad Nightingale, Athletic Director (510) 234-4433	\$1,243,903.00	CMX Sports Engineers 7740 North 16th Street, Ste 100 Phoenix, AZ 85020 Jim Perryman (602) 567-1900
2007	Barkley Fields and Park	Town of Woodside 2955 Woodside Road Woodside, CA 94062	\$3,164,043.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2007	Antioch City Park Renovation	City of Antioch City Hall - Third Street and H Street P.O. Box 5007 Antioch, CA 94531-5007 Ahmed Abu-aly, Associate Civil Engineer (925) 779-6130	\$1,093,640.00	City of Antioch City Hall - Third Street and H Street P.O. Box 5007 Antioch, CA 94531-5007 Ahmed Abu-aly, Associate Civil Engineer
2007	War Memorial Park Playground	City of Santa Clara 1500 Warburton Avenue Santa Clara, CA 95050 Larry Wolfe, Dir. Of Parks & Recreation (408) 615.2260	\$731,623.00	Royston Hanamoto Alley & Abey 225 Miller Avenue Mill Valley, CA 94941 415.383.7900
2007	Castro Valley High School Athletic Complex	Castro Valley Unified School District 4163 Omega Ave Castro Valley, CA 94546 E. Keith Holtslander, Director (510) 728-0558	\$11,286,000.00	Loving & Campos Architects, Inc. 245 Ygnacio Valley Road Walnut Creek, CA 94596-7029 Ms. Carolyn Challice (925) 944-1626
2007	Las Lomitas & La Entrada Concrete	Las Lomitas School District 1011 Altschul Avenue Menlo Park, CA 94025 De Modderman (650) 854-6311	\$1,736,718.50	BFGC Architecture 150 South First Street, Suite 200 San Jose, CA 95113 (408) 924-0841
2007	Berean Christian High School Athletic Field Renovation	Berean Christian HS 245 El Divisadero Avenue Walnut Creek, CA 94598 Nelson Noriega (925) 945-6464 x. 16	\$2,044,052.00	Gates & Associates 2671 Crow Canyon Road San Ramon, CA 94583 Todd Ainsworth (925) 736-8176
2007	Alhambra High School Field Improvements	Martinez U.S.D. 921 Susana Street Martinez, CA 94553 Mike Pawlowski 925.313.0480	\$1,054,000.00	Leptien, Cronin, Cooper, Morris & Poore, Inc. 930 Estudillo Street Martinez, CA 94553 Christine Parks (925) 228-4218 x113

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2007	Penitencia Water Treatment Plant	Santa Clara Valley Water District 5750 Almaden Expressway San Jose, CA 95118-3614 Gary Ohea (408) 265-2607	\$2,590,860.00	Stevens + Associates 855 Sansone Street 2nd Floor San Francisco, CA 94111 415-397-6500
2007	Orchard School Increment 2 BP-04 Concrete & Site Concrete	Orchard School District 921 Fox Lane San Jose, CA 95131 Blach Construction, CM Mitch Rhodes (408) 244-7100	\$1,009,796.00	HMC Architects 1570 The Alameda San Jose, CA 95131
2007	Mt. Diablo Athletic Facility Improvements Package D	Mt. Diablo Unified School District 2326 Bisso Lane Concord, CA 94520 Tim Cody (925) 825-7440 ex 3810	\$2,486,214.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2007	VTA Downtown Platforms Retrofit San Jose, CA	Santa Clara Valley Transportation Authority 3331 North First Street San Jose, CA 95134-1906 Travis Weeks (408) 952-8979	\$18,808,909.00	SBA Architects 3080 Olcott Street, Suite 110-d Santa Clara, CA 95054 408-492-9262
2007	San Joaquin Baseball Field Improvements Stockton, CA	San Joaquin Delta Community College 5151 Pacific Avenue Stockton, CA 95207 Robert Bush (209) 954-5757	\$1,935,000.00	Beals Alliance 3400 Bradsaw Road, Suite B Sacramento, CA 95827 Tony Wood (916) 366-8350
2007	Laney College Landscape Improvements Oakland, CA	Peralta Community College District 333 East 8th Street Oakland, CA 94606 Robert Beckwith (510) 466-7339	\$1,103,340.00	Dennis R. Hansen, Landscape Architect 2829 Bridge Parkway, Suite 208 Sausalito, CA 94645 Dennis Hansen (415) 331-9645
2007	Great America Wave Pool San Jose, CA	Neuman Pools Inc. W. 9684 Beaverland Parkway, P.O. Box 413 Beaver Dam, WI 53916 Don Budde (920) 885-3366	\$447,562.00	
2007	Monterey Peninsula College Monterey, CA	Monterey Peninsula Community College District 990 Fremont Street Monterey, CA 93940 Pete Buechel (831) 646-4048	\$9,207,469.00	
2007	Soquel High School, Phase 2 Soquel, CA	Santa Cruz City Schools 405 Old San Jose Road Soquel, CA 95073	\$1,352,692.00	Beverly Prior Architects 300 La Fonda Avenue Santa Cruz, CA 95062 Mark Hallock (831) 457-2940
2007	Burton High School Track and Field Improvements San Francisco, CA	San Francisco School Alliance 220 Montgomery Street, Suite 1050 San Francisco 94104 Marguerite M. Bachand 415.955.5790	\$1,345,573.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2007	Buchser Middle Structural Concrete Pkg 2 Santa Clara, CA	Santa Clara Unified School District 1889 Lawrence Rd. Santa Clara, CA 95052 Turner 142 West Santa Clara St. San Jose, CA 95113 Susan Iverson Project Manager 408-244-5524	\$762,827.00	BFGC Architects Planners, Inc. 150 South First Street, Suite 200 San Jose, Ca. 95113 (408) 924-0811
2007	California State University, Hayward Union Expansion & Renovation Project Hayward, CA	California State University, Hayward 25800 Carlos Bee Blvd Hayward, CA 94542-3004 Wazi Chowhury 510-885-4260	\$11,058,593.00	Hornberger Worstell, Inc. 170 Maiden Lane San Francisco, CA 94108 (415) 986-6387
2007	San Francisco Fields Project San Francisco, CA	Baycor Builders 95 Minna Street 2nd Floor San Francisco, CA 94105 Matt Lockary 415-869-1252	\$3,656,779.00	Royston Hanamoto Alley & Abbey 225 Miller Avenue Mill Valley, CA 94901 Paul Stevenson (415) 383-7900
2007	Mt. Pleasant Bleacher Replacement San Jose, CA	Eastside Union High School District 830 N. Capitol Ave. San Jose, CA 95133 Tim Duke 408-347-5071 The Seville Group Independence HS 1776 Educational Park Dr. San Jose, CA 95133 Narayan Naidu (408) 928-9996	\$1,501,160.00	AEDIS Architects 1494 Hamilton Avenue San Jose, CA 95125 Todd Walter (408) 264-2000
2007	Highlands Ranch Park Pittsburg, CA	City of Pittsburg 65 Civic Avenue Pittsburg, CA 94565 Mahta Khalatbari 925-252-4925	\$2,210,356.00	Hansen McArdle Landscape Architecture 3400 Mt. Diablo Blvd. Suite 209 Lafayette, CA 94549 925-283-5520
2007	Children's Discovery Museum San Jose, CA	Redevelopment Agency of the City of San Jose 200 East Santa Clara Street, 14th Floor San Jose, CA. 95113 Sharon M. Jones, Project Manager (408) 795-1869 / (408) 292-6755	\$444,955.00	The HOK Planning Group One Bush Street, Ste 200 San Francisco, CA. 94104 Katherine Doi, Vice President (415) 243-0555 / (415) 882-7763
2007	Greenbrook Elementary School Landscaping & Field Restoration San Ramon, CA	San Ramon Valley Unified School District 699 Old Orchard Drive Danville, Ca 94526 George Kaufer (925) 552-5500	\$166,308.00	Gates & Associates 2671 Crow Canyon Road San Ramon, CA 94583 Todd Ainsworth (925) 736-8176
2006	Arguello Park, Phase I San Carlos, CA	City of San Carlos Elm Street San Carlos, CA 94070-1309 Bob Eppler (650) 802-4204	600 \$1,466,207.00	RRM Design 190 Foss Creek Circle Healdsburg, CA 94070 Scott Graefen (707) 473-0620
2006	Hakone Gardens Saratoga, CA	City of Saratoga 13777 Fruitvale Avenue Saratoga, CA. 95070 Morgan Kessler (408) 868-1218	\$234,500.00	Design Focus PO Box 605 Saratoga, CA 95071 R.J.D & H.H. 408-867-3747
2006	Esprit Park	City and County of San Francisco McLaren Lodge, 501 Stanyan Street, San Francisco, CA 94117 Mary Tienken (415) 581-2561	\$576,900.00	Tanaka Design Group 360 Langton St, Suite 200 San Francisco, CA 94103 (415) 863-7800

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2006	Blue Oaks Recreation	Haas and Haynie Corporation 396 Oyster Point Blvd Suite 309 S. San Francisco, CA 94080 Blair W. Capek (650) 588-5600	\$752,161.00	BKF 540 Price Avenue Redwood City, CA 94063 Bill Cinquini (650) 482-6300
2006	San Jose East Side Boys & Girls Club	BOYS & GIRLS CLUB OF SILICON VALLEY 518 VALLEY WAY Milpitas, CA 95035 STEVE TEDESCO (408) 957-9685	\$818,777.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2006	Mt. Diablo Athletic Facility, Pkg. C	Mount Diablo Unified School District 1480 Gasoline Alley Concord, CA 94520 Tim Cody (925) 825-7440 Ext. 3810	\$3,191,252.00	Beals Alliance 2455 The Alameda #200 Santa Clara, CA 95050 Devin Conway (408) 985-7200
2006	Hualalai Resort (Hawaii)	Metzler Contracting Co., LLC P.O. Box 617 Kapa'au Hawaii 96755 Theresa Meikle (808) 889-0581	\$151,540.00	
2006	Civic Center Crosswalk	Washington Hospital Healthcare 2000 Mowry Avenue Fremont, CA 94538	\$183,074.00	
2006	University Villages	Sanco Pipelines, Inc. 368 E. Campbell Avenue Campbell, CA 95008	\$904,500.00	
2006	Autumn Terrace at College	KB Homes 6700 Koll Center Parkway, Suite 200 Pleasanton, CA 94566	\$178,360.00	
2006	San Jose City College Science Bldg. Pkg # 7 Concrete	San Jose/Evergreen CCD 4750 San Felipe Road San Jose, CA 95135 Robert Diaz (408) 223-6718	\$1,685,000.00	tBP / Architecture 1000 Burnett Avenue, Ste. 140 Concord, CA 94520 (925) 246-6419
2006	Don Callejon K-8 Elementary School Concrete Pkg.	Santa Clara Unified School District 1889 Lawrence Road Santa Clara, CA 95051 Larry Adams (408) 423-2000	\$2,756,735.00	BFGC Architects Planners, Inc. 150 South First Street, Suite 200 San Jose, CA 95113 Rene Lopez (408) 924-0811
2006	Mt. Diablo Rio Vista Field Renovation	Mt. Diablo Unified School District 2326 Blisso Lane Concord, CA 94520 Jeff McDaniels (925) 825-7440	\$136,234.00	N/A
2006	East Side Union High School District Bleacher Improvent @ 3 High Schools	Eastside Union High School District 830 N. Capitol Ave. San Jose, CA 95133 Tim Duke (408) 347-5071 The Seville Group Independence HS 1776 Educational Park Dr. San Jose, CA 95133 Narayan Naidu (408) 928-9996	\$2,256,201.00	AEDIS Architects 1494 Hamilton Avenue San Jose, CA 95125 Todd Walter (408) 264-2000
2006	Vista Park	Town of Hillsborough 1600 Floribunda Avenue Hillsborough, CA 94010 Cyrus Kianpour (650) 522-2500	\$907,711.00	Ransohoff, Blanchfield, Jones, Inc 60 East 3rd San Mateo, CA 94401 Sarah Small (650) 685-5850

Robert A. Bothman, Inc.
Statement of Experience

Year	Name of Project	Owner	Amount	Architect
2006	Sycamore Group Picnic Area	County of Santa Clara 298 Garden Hill Drive Gatos, CA 95032-7669 Perez (408) 355-2231	Los Ubaldo \$406,400.00	County of Santa Clara 298 Garden Hill Drive Los Gatos, CA 95032-7669 Ubaldo Perez (408) 355-2231
2006	Emma Prusch Park	City of San Jose, Dept. of Public Works, City Facilities Architectural Division 200 E. Santa Clara St., 6th Floor San Jose, CA 95113 Ron Cheung (408) 535-8361	\$1,225,805.00	Orsee Design Associates, Inc. 350 W. Julian Street, Bldg. 9 San Jose, CA 95110 Harry Nakagawara (408) 283-2199
2006	Skyline Building 3 Modernization	San Mateo College District 3401 CSM Drive San Mateo, CA 94402 (Swinerton Management) Marcus Gary (650) 738-7044	\$7,232,810.00	
2006	Makani Eka Place at Kukio Resort - (Hawaii)	Metzler Contracting Co., LLC P.O. Box 617 Kapa'au Hawaii 96755 Theresa Meikle (808) 889-0581	\$271,065.00	Hayes Structural Design Honolulu, Hawaii Clayton J. Hayes (808) 396-6670
2006	Morgan Hill Library - Structural and Plaza Concrete	City of Morgan Hill 100 Edes Court Morgan Hill, CA 95037-5301	\$1,468,529.00	Nott & Tam 729 Heinz Ave. Berkely, CA
2006	Track and Field at 5 Campbell High Schools	Campbell Union High School District 3235 Union Avenue San Jose, CA 95124-2096 John Nolen (408) 558-3077	\$10,241,682.00	Callander Associates 311 Seventh Avenue San Mateo, CA 94401 Mark Stichter (650) 375-1313
2006	San Mateo Community College District Athletic Facilities	San Mateo Community College District 1700 W. Hillsdale Blvd., Building 6 San Mateo, CA 94402 Jose Nunes (650) 574-6512	\$19,466,899.00	AEDIS Architects 1494 Hamilton Avenue San Jose, CA 95125 Dan Hunsaker (408) 264-2000
2006	Rose Garden Branch Library	City of San Jose, Dept. of Public Works 675 North First Street, Suite 300 San Jose, CA 95112-5111 Steven Blum (408) 277-4777	\$7,744,520.00	Banducci Associates Architects, INC. 450 South First Street San Jose, CA 95113 Craig Banducci 408-998-7411 X 17
2005	Roosevelt Park Roller Rink	City of San Jose, Dept. of Public Works 200 E. Santa Clara St., 6th Floor San Jose, CA 95113 Ellen Kung (408) 535-8392	\$438,332.00	
2005	San Mateo High School Site Restoration	San Mateo Union High School District C/O Kitchell 650 N. Delaware Street San Mateo, CA 94401 Bill Fee (415) 674-0990	\$1,135,345.00	Carducci and Associates 555 Beach Street 4th Floor San Francisco, CA Bill Fee (415) 674-0990
2005	Independce Villas B & C	East Side Union High School District 830 North Capitol Avenue San Jose, CA 95133 Julio Hernandez (408) 928-9990	\$5,417,000.00	AEDIS Architects 1494 Hamilton Avenue San Jose, CA 95125 Dan Hunsaker (408) 264-2000

RELIABLE CONTRACTOR DECLARATION

CIWMB 168 (Revised 2/08)

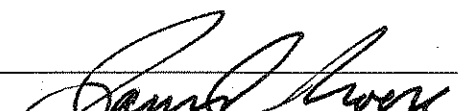
This form must be completed and submitted to City of San Jose at the time of the bid. The City will submit to the California Integrated Waste Management Board (CIWMB) prior to authorizing a contractor(s) to commence work. Failure to provide this documentation in a timely manner may result in nonpayment of funds to the contractor(s).

This form is intended to help the CIWMB's Grantees comply with the Unreliable List requirement of their Terms and Conditions.

The Unreliable List provision requires the following:

Prior to authorizing a contractor(s) to commence work under the Grant, the Grantee shall submit to the CIWMB a declaration signed under penalty of perjury by the contractor(s) stating that within the preceding three (3) years, none of the events listed in Section 17050 of Title 14, California Code of Regulations, Natural Resources, Division 7, has occurred with respect to the contractor(s). Please see the reverse of this page for a listing of events, or refer to www.ciwmb.ca.gov/Regulations/Title14/.

Please return the completed form at the time of the bid:

GRANTEE INFORMATION	
GRANTEE NAME: City of San Jose	GRANT NUMBER: Unknown
PRIMARY CONTACT NAME: Chris Mastrodicasa	
CONTRACTOR INFORMATION	
CONTRACTOR NAME: Robert A. Bothman, Inc.	
AUTHORIZED CONTRACTOR REPRESENTATIVE NAME: James C. Moore	
MAILING ADDRESS: 650 Quinn Ave San Jose, CA 95112	
<i>As the authorized representative of the above identified contractor, I declare under penalty of perjury under the laws of the State of California that within the preceding three (3) years, none of the events listed in Section 17050 of Title 14, California Code of Regulations, Natural Resources, Division 7, has occurred with respect to the above identified contractor.</i>	
Signature 	Date 5/21/09

Title 14 CCR, Division 7, Chapter 1

Article 5. Unreliable Contractors, Subcontractors, Borrowers and Grantees

Section 17050. Grounds for Placement on Unreliable List

The following are grounds for a finding that a contractor, any subcontractor that provides services for a board agreement, grantee or borrower is unreliable and should be placed on the board's Unreliable Contractor, Subcontractor, Grantee or Borrower List ("Unreliable List"). The presence of one of these grounds shall not automatically result in placement on the Unreliable List. A finding must be made by the Executive Director in accordance with section 17054, and there must be a final decision on any appeal that may be filed in accordance with section 17055 et seq.

- (a) Disallowance of any and/or all claim(s) to the board due to fraudulent claims or reporting; or
- (b) The filing of a civil action by the Attorney General for a violation of the False Claims Act, Government Code section 12650 et. seq; or
- (c) Default on a board loan, as evidenced by written notice from board staff provided to the borrower of the default; or
- (d) Foreclosure upon real property loan collateral or repossession of personal property loan collateral by the board; or
- (e) Filing voluntary or involuntary bankruptcy, where there is a finding based on substantial evidence, that the bankruptcy interfered with the board contract, subcontract, grant or loan; or
- (f) Breach of the terms and conditions of a previous board contract, any subcontract for a board agreement, grant, or loan, resulting in termination of the board contract, subcontract, grant or loan by the board or prime contractor; or
- (g) Placement on the board's chronic violator inventory established pursuant to Public Resources Code section 44104 for any owner or operator of a solid waste facility; or
- (h) The person, or any partner, member, officer, director, responsible managing officer, or responsible managing employee of an entity has been convicted by a court of competent jurisdiction of any charge of fraud, bribery, collusion, conspiracy, or any act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance under any board contract, subcontract, grant or loan; or
- (i) The person or entity is on the list of unreliable persons or entities, or similar list, of any other federal or California state agency; or
- (j) The person or entity has violated an Order issued in accordance with section 18304; or,
- (k) The person or entity has directed or transported to, has or accepted waste tires at, a site where the operator is required to have but does not have a waste tire facility permit; or,
- (l) The person or entity has transported waste tires without a waste tire hauler registration; or,
- (m) The person or entity has had a solid waste facility or waste tire permit or a waste tire hauler registration denied, suspended or revoked; or,
- (n) The person or entity has abandoned a site or taken a similar action which resulted in corrective action or the expenditure of funds by the Board to remediate, clean, or abate a nuisance at the site; or
- (o) The following are additional grounds for a finding that, a person or entity described below should be placed on the Unreliable List:
 - (1) The person or entity owned 20% or more of an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List;
 - (2) The person held the position of officer director, manager, partner, trustee, or any other management position with significant control (Principal Manager) in an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List;
 - (3) The entity includes a Principal Manager who:
 - 1. Was a Principal Manager in an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List; or,
 - 2. Owned 20% or more of an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List;
 - (4) The entity has a person who owns 20% or more of the entity, if that person:
 - 1. Was a Principal Manager in an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List; or,
 - 2. Owned 20% or more of an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List.
 - (5) The entity has another entity which owns 20% or more of the entity, if that other entity:
 - 1. Is on the Unreliable List; or,
 - 2. Owned 20% or more of an entity on the Unreliable List at the time of the activity that resulted in its placement on the Unreliable List.
 - (6) Subsection (o) is not intended to apply to a person or entity that purchases or otherwise obtains an entity on the Unreliable List subsequent to its placement on the Unreliable List.

ROBERT A. BOTHMAN, INC.
General Engineering and Building Contractors
CA License 440332 • NV License 0027271 • AZ License 150057 • HI License AC-026294

Robert A. Bothman, Inc.

“S” Corporation

Incorporated in California

Date of Incorporation December 6, 1978

Address: 650 Quinn Ave San Jose, CA 95112

Officers & Positions:

Robert A. Bothman – President

James C. Moore – Vice President

Richard W. Bothman – Secretary

Brian L. Bothman – Treasurer

